IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTEENTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 12164 of 2004

Between:

M. Ravinder, S/o. Venkataiah, Hindu,
(E-111991), APSRTC, Huzurabad Bus Depot, Karimnagar District.

... PETITIONER

AND

1 The Regional Manager, APSRTC, Kareemnagar Region Kareemnagar

District.
2 The Depot Manager, APSRTC, Huzurabad Bus Depot, Kareemnagar

District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order or direction more particularly one in the nature of Writ of Mandamus declaring that the action of the respondents in not giving the Special Grade/Stagnation Increment to the petitioners with effect from his completion of 12 years of service in the APSRTC in total (All regions) and counting the present region's service of 12 years for Special Grade as bad, arbitrary, illegal, unjust and unreasonable and contrary to the circulars and contrary to the Judgments of this Hon'ble Court and consequently direct the respondents to effect 12 years Stagnation Increment/Special Grade to the petitioners on their completion of 12 years in all regions of the corporation and pass

Counsel for the Petitioner: MR.P.VENKATESWAR RAO

Counsel for the Respondents: SMT.G.JYOTHI KIRAN

The Court made the following:

ORDER:

For not granting stagnation increment the present writ petition is filed. According to the writ petitioner he completed 12 years of service in the respondent-corporation and therefore he is entitled to the stagnation increment. As the stagnation increment/Special Grade was not sanctioned to him the present writ petition is filed.

The learned counsel for the petitioner contended that the total service has to be taken into consideration for granting stagnation increment/Special Grade. On the other hand, the learned counsel for the respondent contended that as he has not completed 12 years of service in a particular region he is not entitled for such benefits.

But this Court in WA No.1301 of 2000 dated 20.10.2002 held that it is the total service rendered by the petitioner in the corporation that counts but not in the division or region. Following the above judgment the total service of the petitioners has to be taken into consideration in granting stagnation increment/Special Grade. So, the respondents are directed to consider the case of the petitioner for granting stagnation/Special Grade increment considering the total service rendered by him in the corporation within a period of two months from the date of receipt of a copy of this order. In the circumstances of the case, there shall be no order as to costs.

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(K.C. BHANU, J)

July 15, 2004

Dsk

To

1 The Regional Manager, APSRTC, Kareemnagar Region Kareemnagar

District.

2 The Depot Manager, APSRTC, Huzurabad Bus Depot, Kareemnagar

District.

3 Two C.D. Copies.